

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF GEORGIA

In re: : BANKRUPTCY CASE
: :
KATHERINE ROBINSON, : NO. 07-51556 jdww
: :
Debtor. : Chapter 7 Proceeding

In re: : BANKRUPTCY CASE
: :
PRENTICE ROBINSON, : NO. 10-50902 jdww
: :
Debtor. : Chapter 7 Proceeding

**NOTICE OF JOINT MOTION TO AUTHORIZE THE SALE OF VEHICLE
AT AUCTION AND TO AUTHORIZE PAYMENT TO T. LYNN DAVIS REALTY AND
AUCTION, CO., INC. FOR SERVICES RENDERED AND COSTS INCURRED**

WILLIAM M. FLATAU AND WALTER W. KELLEY, CHAPTER 7 TRUSTEES, HAVE FILED A JOINT MOTION TO AUTHORIZE SALE OF VEHICLE AT AUCTION AND TO AUTHORIZE PAYMENT TO T. LYNN DAVIS REALTY AND AUCTION, CO., INC. FOR SERVICES RENDERED AND COSTS INCURRED.

THE AUCTION WILL BE HELD SEPTEMBER 18, 2010 AT 9:00 A.M. AT T. LYNN DAVIS REALTY & AUCTION CO., INC., 4459 BROADWAY, MACON, GA 31206. THE VEHICLE IS A 2004 CHEVROLET SSR TRUCK (VIN 1GCES14P94B112402).

YOUR RIGHTS MAY BE AFFECTED. YOU SHOULD READ THESE PAPERS CAREFULLY AND DISCUSS THEM WITH YOUR ATTORNEY, IF YOU HAVE ONE IN THIS BANKRUPTCY CASE. (IF YOU DO NOT HAVE AN ATTORNEY, YOU MAY WISH TO CONSULT ONE.).


IF YOU DO NOT WANT THE COURT TO GRANT THE TRUSTEES' MOTION, OR IF YOU WANT THE COURT TO CONSIDER YOUR VIEWS, THEN YOU OR YOUR ATTORNEY MUST FILE WITH THE COURT A WRITTEN REQUEST FOR A HEARING ON OR BEFORE **SEPTEMBER 8, 2010**. THE OBJECTION OR RESPONSE SHOULD BE SENT TO THE CLERK OF THE COURT, U.S. BANKRUPTCY COURT, MIDDLE DISTRICT OF GEORGIA, P.O. BOX 1957, MACON, GEORGIA 31202.

IF AN OBJECTION OR RESPONSE IS FILED, A HEARING ON THE MOTION WILL BE HELD ON **MONDAY, OCTOBER 18, 2010, AT 9:30 A.M., AT THE THOMAS JEFFERSON FEDERAL BUILDING, COURTROOM B, 433 CHERRY STREET, MACON, GEORGIA.** IF YOU MAIL YOUR REQUEST TO THE COURT FOR FILING, YOU MUST MAIL IT EARLY ENOUGH SO THE COURT WILL RECEIVE IT ON OR BEFORE THE DATE STATED ABOVE.


ANY REQUEST FOR A HEARING MUST ALSO BE MAILED TO THE MOVING PARTY AND UPON ALL OTHER PERSONS INDICATED ON THE CERTIFICATE OF SERVICE ATTACHED TO THIS PLEADING.

IF YOU OR YOUR ATTORNEY DO NOT TAKE THESE STEPS, THE COURT MAY DECIDE THAT YOU DO NOT OPPOSE THE RELIEF SOUGHT IN THE MOTION OR OBJECTION AND MAY ENTER AN ORDER GRANTING THAT RELIEF.

THE 18th DAY OF August, 2010.

/s/ William M. Flatau 

William M. Flatau
Trustee for Katherine Robinson
Katz, Flatau & Boyer
355 Cotton Avenue
Macon, GA 31201-2687
State Bar No. 262800

/s/ Walter W. Kelley 

Walter W. Kelley
Trustee for Prentice Robinson
Kelley, Lovett & Blakey
P.O. Box 70879
Albany, GA 31708

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF GEORGIA

In re:	:	BANKRUPTCY CASE
	:	
KATHERINE ROBINSON,	:	NO. 07-51556 jdw
	:	
Debtor.	:	Chapter 7 Proceeding

In re:	:	BANKRUPTCY CASE
	:	
PRENTICE ROBINSON,	:	NO. 10-50902 jdw
	:	
Debtor.	:	Chapter 7 Proceeding

**JOINT MOTION TO AUTHORIZE THE SALE OF VEHICLE AT AUCTION AND TO
AUTHORIZE PAYMENT TO T. LYNN DAVIS REALTY & AUCTION CO., INC., FOR
SERVICES RENDERED AND COSTS INCURRED**

COME NOW William M. Flatau and Walter W. Kelley, Chapter 7 Trustees in the above-referenced cases, and show as follows:

-1-

This motion to sell vehicle is brought pursuant to the authority of 11 U.S.C. §363 and Bankruptcy Rule 6004. This is a core proceeding as that term is defined at 28 U.S.C. § 157(b)(2)(A)(O).

-2-

The debtors filed a voluntary petition pursuant to Chapter 13 of the United States Bankruptcy Code on July 9, 2007. The debtors divorced and the cases deconsolidated. Katherine Robinson converted to Chapter 7 on March 31, 2009 (remaining as case number 07-51556) and Prentice Robinson converted to Chapter 7 on April 29, 2010 (case number 10-50902).

-3-

As of the filing date, the debtors owned a 2004 Chevrolet SSR, Vehicle Identification Number 1GCES14P94B112402. This vehicle is now joint property of the

debtors' bankruptcy estates. Pursuant to an Order entered by the Court, the lien of Citifinancial Auto on the above-described vehicle was avoided as a preferential transfer under §547(b) of the Bankruptcy Code. Citifinancial Auto has canceled its lien on the debtors' vehicle. There are no other known liens on the vehicle.

-4-

In the case of Prentice Robinson (10-50902), the Court entered an Order Approving Employment of T. Lynn Davis Realty and Auction Co., Inc. on July 23, 2010 (Docket No. 116). In the case of Katherine Robinson (07-51556), the Court entered an Order Approving Employment of T. Lynn Davis Realty and Auction Co., Inc. on May 20, 2010 (Docket No. 97). The auctioneer currently has physical possession of the vehicle.

-5-

The Trustees desire to sell the aforesaid property at auction to the highest bidder through T. Lynn Davis Realty and Auction Co., Inc. The auction will be held September 18, 2010 at 9:00 a.m. at T. Lynn Davis Realty & Auction Co., Inc., 4459 Broadway, Macon, GA 31206.

-6-

The Trustees show that they believe it to be in the best interest of the debtors' estates and all of the creditors that this property be sold as outlined above.

-7-

By failing to object to the proposed sale, any creditor asserting a lien against these proceeds waives any objection to the sale and authorizes the Trustees to execute whatever documents are necessary in order to transfer clear title to the debtors' 2004 Chevrolet SSR, Vehicle Identification Number 1GCES14P94B112402.

-8-


If the vehicle is sold at auction, fees and costs incurred by the auctioneer shall be paid directly from the sale proceeds. Pursuant to the authority of 11 U.S.C. §363(h) the joint property may be sold. Each bankruptcy estate is entitled to ½ of the remaining sale proceeds.

WHEREFORE, THE TRUSTEES PRAY:

- (a) for an order allowing the above-described auction sale;
- (b) for an order allowing payment to T. Lynn Davis Realty and Auction Co., Inc.
for fees and costs and payment of ½ of the remaining proceeds to each
bankruptcy estate ; and
- (c) for such other and further relief as the Court deems just and proper.

Respectfully submitted, this 18th day of August, 2010.

/s/ William M. Flatau 
William M. Flatau
Trustee for Katherine Robinson
Katz, Flatau & Boyer
355 Cotton Avenue
Macon, GA 31201-2687
State Bar No. 262800

/s/ Walter W. Kelley 
Walter W. Kelley
Trustee for Prentice Robinson
Kelley, Lovett & Blakey
P.O. Box 70879
Albany, GA 31708

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF GEORGIA

In re: : BANKRUPTCY CASE
:
KATHERINE ROBINSON, : NO. 07-51556
:
Debtor. : Chapter 7 Proceeding

In re: : BANKRUPTCY CASE
:
PRENTICE ROBINSON, : NO. 10-50902
:
Debtor. : Chapter 7 Proceeding

CERTIFICATE OF SERVICE

We certify that the parties listed on Exhibit "A" have been served with the Joint Motion to Authorize the Sale of Vehicle. Those not served by electronic means by the Court's electronic filing system were served by U. S. Mail or electronic mail.

This 18th day of August, 2010.

/s/ William M. Flatau 
William M. Flatau
Trustee for Katherine Robinson
Katz, Flatau & Boyer
355 Cotton Avenue
Macon, GA 31201-2687
State Bar No. 262800


/s/ Walter W. Kelley 
Walter W. Kelley
Trustee for Prentice Robinson
Kelley, Lovett & Blakey
P.O. Box 70879
Albany, GA 31708
State Bar No. 412337

Exhibit 'A'

(p)CHRYSLER FINANCIAL
27777 INKSTER RD
FARMINGTON HILLS MI 48334-5326

A. G. K NOWLES
KNOWLES LAW FIRM, PC
577 MULBERRY STREET
SUITE 810
MACON, GA 31201-8235

Advance Bureau of Collections
Bankruptcy
135 Lamar Street
Macon, GA 31204-3007

AT&T Mobility
POB 538641
Atlanta, GA 30353-8641

AT&T Mobility
POB 772349 - MAC
Ocala, FL 34477-2349

BAC Home Loans
P. O. Box 1140
Simi Valley, CA 93062-1140

BAC HOME LOANS
P.O. BOX 961206
FT. WORTH, TX 76161-0206

Bibb County Tax Commissioner
Attn: Bankruptcy
Post Office Box 4724
Macon, GA 31208-4724

BIBB COUNTY TAX OFFICE
PO BOX 4724
MACON GA 31208-4724

CAPITAL ONE
P.O. BOX 30281
SALT LAKE CITY, UT 84130-0281

CBCS
P. O. Box 165025
Columbus, OH 43216-5025

Central Georgia Internal Medicine
P. O. Box 5048
Macon, GA 31208-5048

Chase Bank, USA
P.O. Box 15298
Wilmington, DE 19850-5298

Citifinancial Auto
Attn: Bankruptcy
PO Box 8021
South Hackensack, NJ 07606-8021

CITIFINANCIAL AUTO
14001 GRAND AVENUE
BURNSVILLE, MN 55337-5701

CitiFinancial Auto Corporation
c/o McCullough Payne & Haan
171 17th Street, NW
Suite 975
Atlanta, GA 30363-1029

CitiFinancial Auto Corporation
P.O. Box 9578?
Coppell, TX 75019-9513
Telephone No. (800) 963-9813

Citifinancial Auto Corporation
P. O. Box 1437
Minneapolis, MN 55440

Citifinancial Mortgage
Attn: Bankruptcy
1111 Northpoint Drive
Coppell, TX 75019-3831

Citifinancial Mortgage
Attn: Bankruptcy
PO Box 142199
Irving, TX 75014-2199

Citimortgage, Inc.
P. O. Box 140609
Irving, TX 75014-0609

Contrywide Home Loans, Inc.
c/o McCALLA RAYMER
Bankruptcy Department
1544 Old Alabama Road
Roswell, Georgia 30076-2102

Countrywide Home Loans
Attn: Bankruptcy
4500 Park Granada
Calabass, CA 91302-1613

Countrywide Home Loans
Attn: Bankruptcy
7105 Corporate Drive
Plano, TX 75024-4100

Countrywide Home Loans, Inc.
Bankruptcy Department
5401 North Beach Street
MS FWTX-35
Fort Worth, TX 76137-2733

Countrywide Mortgage
Attn: Bankruptcy
PO Box 5170
Simi Valley, CA 93062-5170

Countrywide Mortgage
Attn: Bankruptcy
Post Office Box 670009
Dallas, TX 75367-0009

CUSTOMIZED AUTO CREDIT
P.O. BOX 310
GB BR W916
BARRINGTON, IL 60011-0310

Daimler Chrysler
c/o Kandace Stewart
88 Union Ave., Ste. 700
Memphis, TN 38103-5128

DaimlerChrysler
co Kirby R. Moore
961 Walnut Street
Macon GA 31201-1906

DaimlerChrysler Financial Services Americas,
c/o Thomas F. Bohan
Sicay-Perrow, Knighten & Bohan, P.C.
Post Office Box 26937
Macon, Georgia 31221-6937

Danny L. Akin
Akin, Webster and Matson, PC
544 Mulberry Street, Ste 400
P.O. Box 1773
Macon, GA 31202-1773

Dell Financial Services
P. O. Box 81577
Austin, TX 78708-1577

Direct Merchants Credit Card
Bankruptcy
Box 17036
Baltimore, MD 21297-1036

Dish Network
Post Office Box 105169
Atlanta, GA 30348-5169

Diversified Adjustment
600 Coon Rapids Blvd. NW
Coon Rapids, MN 55433-5549

eCast Settlement Corporation
P O Box 35480
Newark, NJ 07193-5480

eCAST Settlement Corporation assignee of
GE Money Bank/JC Penney Consumer
POB 35480
Newark NJ 07193-5480

eCAST Settlement Corporation assignee of
GE Money Bank/Lowes Consumer
POB 35480
Newark NJ 07193-5480

eCAST Settlement Corporation assignee of
GE Money Bank/WalMart
POB 35480
Newark NJ 07193-5480

Endoscopy Center of Middle GA
610 Third Street
Macon, GA 31201-3294

Enhanced Recovery Corp.
8014 Bayberry Rd.
Jacksonville, FL 32256-7412

First Premier Bank Card Svcs.
Bankruptcy
900 W. Delaware Street
Sioux Falls, SD 57104-0337

First Premier Bank Card Svcs.
Bankruptcy Department
Post Office Box 5524
Sioux Falls, SD 57117-5524

GA Atty General
40 Capital Square, Suite 132
Atlanta, GA 30334-9055

GA Department of Revenue, Compliance Div
1800 Century Blvd, NE, Ste 16102
Atlanta, GA 30345-3206

GA Dept of Revenue
POB 161108
Atlanta, GA 30321-1108

GEMB/JC PENNY
P.O. BOX 981402
EL PASO, TX 7998-1402

HSBC Bank Nevada NA / HSBC Card Services III
by eCAST Settlement Corporation
as its agent
POB 35480
Newark NJ 07193-5480

HSBC Card Services
Attn: Bankruptcy
PO Box 80084
Salinas, CA 93912-0084

J.C. Penney Company, Inc.
Attn: Bankruptcy
4580 Paradise Boulevard, NW
Albuquerque, NM 87114-4122

KATHERINE ROBINSON
121 HAVERHILL CIRCLE
WARNER ROBINS, GA 31088-2045

Lowes
Attn: Bankruptcy
Post Office Box 25428
Charlotte, NC 28229-5428

Lowes
Bankruptcy
PO Box 103080
Roswell, GA 30076

Lowes
Bankruptcy
PO Box 981064
El Paso, TX 79998-1064

Lowes
GE Money Bank/Attn: Bankruptcy
P. O. Box 103104
Roswell, GA 30076-9104

LVNV Funding
P. O. Box 10497
Greenville, SC 29603-0497

LVNV Funding LLC its successors and assigns
assignee of Washington Mutual
Resurgent Capital Services
PO Box 10587
Greenville, SC 29603-0587

Macon - Bibb County Tax Commissioner
Post Office Box 4724
Macon, GA 31208-4724

Medical Center of Central GA
Bankruptcy
Post Office Box 9065
Macon, GA 31297

Medical Recovery Services, Inc
Attn: Bankruptcy
Post Office Box 26040
Macon, GA 31221-6040

Mercedes Benz Credit Corp.
Attn: Bankruptcy
Post Office Box 354
Lisle, IL 60532-0354

Mercedes-Benz Financial
Bankruptcy
PO Box 685
Roanoke, TX 76262-0685

National Capital Management , LLC ...,
8245 Tournament Drive,
Suite 230,
MEMPHIS, TN 38125-1741

Nations Credit Mortgage
Attn: Bankruptcy
Post Office Box 44133
Jacksonville, GA 32231-4133

Premier Bankcard/Charter
PO Box 2208
Vacaville, CA 95696-8208

Prentice Robinson
c/o Robert M. Matson
P. O. Box 1773
Macon, GA 31202-1773

Prentice Robinson
3544 Mogul Road
Macon, GA 31217-5139

Progressive Insurance Company
Attn: Bankruptcy
Post Office Box 105257
Atlanta, GA 30348-5257

Psychiatric Center of Macon
Bankruptcy
PO Box 26040
Macon, GA 31221-6040

Robert M. Matson
Akin, Webster and Matson, PC
P.O. Box 1773
Macon, GA 31202-1773

Select Portfolio Servicing Inc
Bankruptcy
3815 South West Temple
Salt Lake City, UT 84115-4412

Stacey Nestor Randall
Post Office Drawer 1018
Macon, GA 31202-1018

T. Lynn Davis Realty & Auction Co, Inc.
4459 Broadway
Macon, GA 31206-2099

Union Furniture Company
Attn: Bankruptcy
464 Third Street
Macon, GA 31201-7900

Vectren Retail, LLC
8220 Innovation Way
Chicago, IL 60682-0001

Vectren Retail, LLC
Post Office Box 3037
Evansville, IN 47730-3037

VERIZON WIRELESS
5175 EMERALD PKWY
DUBLIN, OH 43017-1067

Wal-Mart / Chase Credit Card
Attn: Bankruptcy
Post Office Box 15919
Wilmington, DE 19850

Wal-Mart / GE Money Bank
Bankruptcy
PO Box 981064
El Paso, TX 79998-1064

Washington Mutual Credit Card
Attn: Bankruptcy
PO Box 660433
Dallas, TX 75266-0433

West Asset Management
Bankruptcy
PO Box 1420
Sherman, TX 75091-1420

West Asset Management
Post Office Box 956842
St. Louis, MO 63195-6842